



***Town of Tyngsborough  
Conservation Commission***

25 Bryants Lane  
Tyngsborough, Massachusetts 01879-1003  
Office: (978) 649-2300 ext 116  
Fax: (978) 649-2301

Minutes  
March 22, 2011  
**APPROVED**

**Present:**

**ES:** Ed Smith      **JN:** John Nappi      **JE:** Jerry Earl      **BM:** Brian Martin  
**LG:** Lucy Gertz      **JK:** Jeff Kablik

**Absent:**

**MM:** Matt Marro, Conservation Director      **LB:** Linda Bown

**7:00pm**      Meeting opened by Ed Smith

**7:02pm**      **Pan Am Railways Rights of Way** – Request for Determination of Applicability for the use of herbicides, as allowed per Massachusetts Department of Agricultural resources Pesticides Board Regulations 333, CMR 11.00, in the maintenance of the Right of way within the Town of Tyngsborough.

**JK:** Motion to postpone this hearing to April 12, 2011 at 7:00pm

**JE:** 2<sup>nd</sup> the motion

**In Favor: 6 Opposed: 0 Absent: 1**

**Passes: 6-0-1**

**Urgent Issue Discussion - 25 Parham Road Enforcement Order**

The DEP requested that the Commission issue an Enforcement Order on 25 Parham Road. Under the provisions of Open Meeting Law's Emergency Provision, the Commission had a brief discussion concerning the merits of DEP's order. Further discussion is slated for the next meeting on April 12, 2011.

**JK:** Motion to place an Enforcement Order for 25 Parham Road per the request of the Department of Environmental Protection until such matter can be discussed at the next meeting on April 12, 2011.

**JE:** 2<sup>nd</sup> the motion

**In Favor: 6 Opposed: 0 Absent: 1**

**Passes: 6-0-1**

## **Minutes/Sign Forms/Other Business**

### **Boardwalk at Sherburne Nature Center Update**

LG reported that the Trails Committee has been working on the CPC application for funding this project. The Commission discussed how much money they would use to help fund this project. LG indicated that the total project is estimated to cost \$30,000, some of which they are applying to CPC for funding.

**JE:** Motion to appropriate \$15,000 from available funds to the Sherburne Nature Center boardwalk project.

**JK:** 2<sup>nd</sup> the motion

**In Favor: 6 Opposed: 0 Absent: 1**

**Passes: 6-0-1**

## **Minutes**

**BM:** Motion to approve the minutes as written from March 8, 2011.

**JE:** 2<sup>nd</sup> the motion

**In Favor: 6 Opposed: 0 Absent: 1**

**Passes: 6-0-1**

## **7:45pm**

**JK:** Motion to adjourn

**JE:** 2<sup>nd</sup> the motion

**In Favor: 6 Opposed: 0 Absent: 1**

**Passes: 6-0-1**

Respectfully submitted

Pamela Berman, Administrative Assistant